



**BOARD OF PROFESSIONAL RESPONSIBILITY
OF THE
SUPREME COURT OF TENNESSEE**

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RELEASE OF INFORMATION
RE: ANDY LAMAR ALLMAN, BPR #017857
CONTACT: A. RUSSELL WILLIS
BOARD OF PROFESSIONAL RESPONSIBILITY
615-361-7500

June 19, 2018

SUMNER COUNTY LAWYER DISBARRED

Effective June 19, 2018, the Supreme Court of Tennessee disbarred Andy Lamar Allman from the practice of law pursuant to Tennessee Supreme Court Rule 9, Section 12.1, and ordered him to pay restitution in the amount of \$320,050.00 and costs of the disciplinary proceeding.

A Petition for Discipline was filed against Mr. Allman consisting of seventy-nine (79) separate complaints from individual clients. The Hearing Panel found Mr. Allman knowingly, intentionally and systematically failed to provide the substantive professional services for which he was retained, misappropriated unearned retainer fees provided by those clients and converted the funds to his personal or business use, and misled clients regarding the status of their cases and the filing of pleadings. The Panel further found Mr. Allman failed to notify his clients of his temporary suspension, engaged in the unauthorized practice of law and failed to respond to the Board regarding a disciplinary complaint. Mr. Allman's misconduct violated Tennessee Rules of Professional Conduct 1.1 (Competence); 1.2 (Scope of Representation and Allocation of Authority); 1.3 (Diligence); 1.4 (Communication); 1.5 (Fees); 1.15 (Safekeeping Property and Funds); 1.16 (Declining or Terminating Representation); 3.2 (Expediting Litigation); 3.4 (Fairness to Opposing Party and Counsel); 5.5 (Unauthorized Practice of Law); 8.1 (Bar Admissions and Disciplinary Matters), and 8.4(a), (b), (c) and (d) (Misconduct).

Mr. Allman must comply with the requirements of Tennessee Supreme Court Rule 9, Sections 18 and 30, regarding the obligations and responsibilities of disbarred attorneys and may not return to the active practice of law until an order of reinstatement has been entered by the Supreme Court.

Allman 2765-6 rel.doc

Exhibit B

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

FILED

06/19/2018

Clerk of the
Appellate Courts

IN RE: ANDY LAMAR ALLMAN, BPR #017857

An Attorney Licensed to Practice Law in Tennessee
(Sumner County)

No. M2018-01080-SC-BAR-BP
BOPR No. 2017-2765-6-AW

ORDER OF ENFORCEMENT

This matter is before the Court upon a Petition for Discipline filed against Andy Lamar Allman on August 29, 2017; upon the Board's Motion for Default Judgment and that Charges in Petition for Discipline Be Deemed Admitted filed on November 2, 2017; upon Order Granting Default Judgment in Petition for Discipline entered on November 13, 2017; upon Mr. Allman's Motion to Continue Hearing filed on December 4, 2017; upon Response of Board in Opposition to Respondent's Motion to Continue Hearing filed on December 5, 2017; upon Supplemental Response of Board in Opposition to Respondent's Motion to Continue Hearing filed on December 7, 2017; upon Respondent's Reply to Board Response in Opposition to Motion to Continue filed on December 7, 2017; upon the Order entered by the Panel on December 7, 2017; upon a Notice of Filing by the Board on December 28, 2017; upon a Notice of Board Regarding Hearing Dates filed by the Board on January 23, 2018; upon the entry of an Order Setting Case for Final Hearing by the Hearing Panel on February 24, 2018; upon Motion to Stay Disciplinary Hearings and Memorandum in Support filed on February 9, 2018; upon the Response of the Board in Opposition to Motion to Defer filed February 15, 2018; upon the Order entered by the Panel on February 16, 2018; upon the Order of Disbarment entered February 23, 2018; upon service to Respondent by the Executive Secretary of the Board of the Order of Disbarment on February 23, 2018, upon the Board's Application for Assessment of Costs filed on March 2, 2018; upon the Order Granting Application for Assessment of Costs entered by the Hearing Panel March 20, 2018; upon service of the Order Granting Application for Assessment of Costs to Respondent by the Executive Secretary of the Board on March 20, 2018; upon consideration and approval by the Board on May 7, 2018; upon expiration of the appeal period with no appeal taken; and upon the entire record in this cause.

From all of which the Court adopts the Hearing Panel's Order of Disbarment as the Court's Order.

On September 9, 2016, Mr. Allman was temporarily suspended by this Court pursuant to Tenn. Sup. Ct. R. 9, § 12.3 (Case No. M2016-01848-6-AW-12.3), and Mr. Allman has not requested, nor been granted reinstatement.

IT IS, THEREFORE, CONSIDERED, ORDERED, ADJUDGED AND DECREED BY THE COURT THAT:

(1) Andy Lamar Allman is disbarred from the practice of law and shall pay restitution in the amount of \$320,050.00 to the specific individuals and amounts set forth in summary Trial Exhibit 2 attached hereto as Exhibit A.

(2) Prior to seeking reinstatement, Mr. Allman must have met all CLE requirements; have remitted all outstanding registration fees and outstanding professional privilege taxes, including those due from the date of this disbarment until the date of reinstatement; and have remitted all court costs and Board costs in this matter.

(3) The Order of Temporary Suspension entered September 9, 2016, (Case No. M2016-01848-SC-BAR-BP) is hereby dissolved.

(4) Pursuant to Tenn. Sup. Ct. R. 9, § 31.3(d), Mr. Allman shall pay to the Board of Professional Responsibility the expenses and costs of this matter in the amount of \$6,395.60 and shall pay to the Clerk of this Court the costs incurred herein, within ninety (90) days of the entry of this Order, for all of which execution may issue if necessary.

(5) Pursuant to Tenn. Sup. Ct. R. 9, § 28.1, this Order shall be effective upon entry.

(6) The Board of Professional Responsibility shall cause notice of this discipline to be published as required by Tenn. Sup. Ct. R. 9, § 28.11.

PER CURIAM

2017-2765-6-AW

Exhibit Tab No.	No.	File No.	Complainant	Date Respondent Received	Date Deposited/Cashed	Check No.	Check Amount	Account
	45	50790	Melinda Murphy	5/23/2012		Money Orders	\$ 4,500.00	Not In Volunteer Op or Trust
	3	45687c	Anita Taylor	8/6/2012			\$ 4,500.00	Not In Volunteer Op or Trust
A	57	50936	Timmy Carver	2/10/2013	2/11/2013	112	\$ 4,500.00	Volunteer Operating 901598
	79	51368	Jonathan Fontaine	2/25/2013	2/25/2013	1089689	\$ 7,500.00	Volunteer Operating 901598
	51	50895	Sharon Conner	2/26/2013	2/27/2013	1562	\$ 4,500.00	Volunteer Operating 901598
B	28	50474	William Powell	3/4/2013	3/5/2013	434433	\$ 4,500.00	Volunteer Operating 901598
C	44	50784	Darrell Taylor	4/3/2013	4/4/2013	1463	\$ 4,500.00	Volunteer Operating 901598
	47	50866	Tabetha Ellis	4/17/2013	4/17/2013	2729	\$ 4,500.00	Volunteer Operating 901598
D	13	50321	Leslie Willis	6/11/2013	6/11/2013	1027	\$ 4,500.00	Volunteer Operating 901598
E	12	50318	Jeanette Wiseman	9/30/2013	9/30/2013	1566	\$ 4,500.00	Volunteer Operating 901598
F	29	50510	Sandra Link	10/23/2013	10/24/2013	1108	\$ 4,500.00	Volunteer Operating 901598
	74	51279	Deborah Alves	11/8/2013		Cash	\$ 1,000.00	Not In Volunteer Trust or Operating
G	72	51190	Gordon Medina	11/11/2013	11/12/2013	2518	\$ 4,500.00	Volunteer Operating 901598
	24	50439	Angela C. Yates	11/22/2013	11/22/2013	1535	\$ 4,500.00	Volunteer Operating 901598
H	70	51144	Sharon Sullivan	12/9/2013	12/9/2013	6655	\$ 2,500.00	Volunteer Operating 901598
	23	50438	Birdie Jones	12/10/2013	12/10/2013	300103	\$ 4,500.00	Volunteer Operating 901598
	74	51279	Deborah Alves	12/27/2013	12/27/2013	1347	\$ 1,000.00	Volunteer Operating 901598
	39	50694	Glenn Paschall	12/30/2013	12/31/2013	W526322	\$ 500.00	Volunteer Operating 901598
	39	50694	Glenn D. Paschall	12/31/2013	1/2/2014	935282	\$ 1,000.00	Volunteer Operating 901598
I	39	50694	Glenn Paschall	1/3/2014	12/31/2013	9649	\$ 500.00	Volunteer Operating 901598
	40	50700	Drusilla Martin	1/16/2014	1/16/2014	1007	\$ 4,500.00	Volunteer Operating 901598
	4	46025c	Michael O. Davis	1/23/2014	1/24/2014	2706	\$ 4,500.00	Volunteer Operating 901598
	48	50880	Clarissa Lee	2/4/2014		Check	\$ 4,500.00	Not In Volunteer Op or Trust
	53	50905	Rachell Scott	2/4/2014		Check	\$ 4,500.00	Not In Volunteer Op or Trust
J	32	50574	Harold Glover	2/22/2014	2/24/2014	1050	\$ 2,500.00	Volunteer Trust 903116
K	49	50883	Dale Lynn Sadlin	2/27/2014	2/27/2014	87-431/641	\$ 4,500.00	Volunteer Operating 901598
L	5	47674c	Joseph E Bennett	4/4/2014	4/7/2014	236733	\$ 4,500.00	Volunteer Operating 901598
	27	50448	Thomas Obrock	4/29/2014	4/30/2014	4950	\$ 4,500.00	Volunteer Operating 901598
	54	50920	Sandra T Smith	4/5/2014		Cash	\$ 700.00	Not In Volunteer Op or Trust
	78	51343	Kevin Bass	4/11/2014		Check	\$ 4,500.00	Not In Volunteer Op or Trust
M	65	51043	Reginald Radford	5/6/2014	5/6/2014	1232	\$ 4,500.00	Volunteer Operating 901598
	54	50920	Sandra T Smith	6/13/2014		1048	\$ 3,800.00	Not In Volunteer Op or Trust
N	16	50337	Jennifer Luziettili	7/18/2014	7/18/2014	2012	\$ 4,500.00	Volunteer Operating 901598
	43	50719	Steven Clements	7/29/2014	7/29/2014	919	\$ 4,500.00	Volunteer Operating 901598
	75	51321	David Pressley	8/6/2014		Cash or Check	\$ 4,500.00	Unknown

EXHIBIT

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2-23-15-2

PENGAD 800-691-0909

O	10	50272	Betty J. Fox	9/27/2014	9/29/2014	5767	\$ 4,500.00	Volunteer Operating/Cashed
P	2	45271c	Barbara Cahalan	12/1/2014	12/1/2014	453	\$ 4,500.00	Volunteer Operating 901598
	1	44261	John Mumford	12/2/2014	12/2/2014	1725506460	\$ 4,500.00	Volunteer Operating 901598
Q	68	51106	Amy Wallace	12/8/2014	12/8/2014	1001	\$ 4,500.00	\$4k to Pinnacle Operating 5898654 \$500 to Pinnacle Personal 5894326
R	7	49933	Resheana Barnes	1/2/2015	1/2/2015	1149102711 Cashier's Check	\$ 4,500.00	Pinnacle Operating 5898654
S	55	50934	Samuel Payne	1/25/2015	1/25/2015	9793	\$ 4,500.00	Pinnacle Operating 5898654
	8	50089	Wanda Draughon	2/10/2015	2/11/2015	5768	\$ 2,000.00	Pinnacle Operating 5898654
	8	50089	Wanda Draughon	2/10/2015		CASH	\$ 2,500.00	Not in Pinnacle Op, Trust or Personal
T	64	51040	Reba H Smith	2/9/2015	2/9/2015	1598	\$ 4,500.00	Pinnacle Trust 5898742
U	26	50442	Marilyn Bryant	3/2/2015	3/2/2015	2383	\$ 4,500.00	Pinnacle Operating 5898654
V	22	50426	Lori Stratton	3/4/2015	3/4/2015	7084	\$ 2,250.00	Pinnacle Trust 5898742
W	63	51015	Latonya Drumwright	4/2/2015	4/2/2015	1068	\$ 4,500.00	Pinnacle Trust 5898742
X	69	51130	Laural Hemenway	4/8/2015	4/8/2015	1006	\$ 4,500.00	Pinnacle Personal 5894326
Y	20	50397	Jacqueline Carr	4/22/2015	4/22/2015	1019	\$ 4,500.00	Pinnacle Operating 5898654
	9	50265	Larry W Riley, Jr	5/5/2015	5/5/2015	1068	\$ 2,500.00	Pinnacle Operating 5898654
	31	50571	Lindsey E Gray	5/8/2015	5/8/2015	101	\$ 4,000.00	Pinnacle Operating 5898654
	58	50937	Diana M McDowell	5/18/2015	5/18/2015	5982	\$ 4,500.00	\$500 Cashed \$4k Pinnacle Operating 5898654
Z	33	50579	Tiffany Tarpley	6/17/2015	6/17/2015	853106443 Cashier's Check	\$ 2,500.00	Pinnacle Operating 5898654
AA	19	50391	Amy E Hines (Atuah)	7/15/2015	7/16/2015	1078	\$ 3,000.00	Pinnacle Operating 5898654
	67	51102	Jarisa Fitch	7/17/2015		Cash	\$ 800.00	Not in Trust or Operating
BB	33	50579	Tiffany Tarpley	7/31/2015	8/4/2015	853106644 Cashier's Check	\$ 250.00	Pinnacle Operating 5898654
	66	51049	Elaine Rogers	8/10/2015	8/10/2015	6753	\$ 4,500.00	Pinnacle Operating 5898654
	77	51328	Rodney D Huckabee	8/10/2015	8/10/2015	361697 Cashier's Check	\$ 4,500.00	Pinnacle Operating 5898654
	50	50889	James P. Walker	8/12/2015	8/13/2015	2302	\$ 4,500.00	Pinnacle Operating 5898654
CC	17	50386	Ginny O'Kelley	8/17/2015	8/17/2015	92777 Cashier's Check	\$ 4,500.00	Pinnacle Personal 5894326
DD	33	50579	Tiffany Tarpley	8/27/2015	8/28/2015	853106777 Cashier's Check	\$ 250.00	Pinnacle Operating 5898654
	14	50327	Bradley Bynum	9/11/2015	9/11/2015	1231	\$ 2,500.00	Pinnacle Operating 5898654
	30	50545	Charles Edwards	8/29/2015		Cash	\$ 2,500.00	Not in Pinnacle Op, Trust or Personal
EE	15	50329	Helen Castle	9/28/2015	9/28/2015	427589 Cashier's Check	\$ 2,500.00	Pinnacle Operating 5898654
	18	50387	Edward T Bailey	10/14/2015	10/14/2015	2100	\$ 4,500.00	Pinnacle Operating 5898654

FF	61	50976	Tena R Trice	10/22/2015	10/22/2015	1018	\$ 4,500.00	\$1,600 Cashed \$2,900 Pinnacle Operating 5898654
GG	56	50935	Gayle Starling Melvin	10/26/2015	10/26/2015	Wire Transfer	\$ 4,500.00	Pinnacle Trust 5898742
	30	50545	Charles Edwards	10/27/2015		Cash	\$ 3,000.00	Not In Pinnacle Op, Trust or Personal
HH	59	50956	Mary G MacDougall	1/7/2016	1/7/2016	1412	\$ 4,500.00	Pinnacle Operating 5898654
II	42	50715	Andre S Johnson	2/4/2016	2/8/2016	176	\$ 4,500.00	Pinnacle Operating 5898654
	36	50648	Tonya G Blades	2/5/2016	2/8/2016	307580 Cashier's Check	\$ 4,500.00	Pinnacle Operating 5898654
	33	50579	Tiffany Tarpley	2/17/2016	2/17/2016	211097 Cashier's Check	\$ 500.00	Pinnacle Operating 5898654
JJ	60	50957	Belinda H Hatcher	2/19/2016	2/19/2016	5960	\$ 4,500.00	Pinnacle Operating 5898654
	25	50440	Eddie J Arnold	2/23/2016	2/23/2016	6237	\$ 4,500.00	Pinnacle Operating 5898654
	35	50607	Sylvia Wirth (Quezada)	2/24/2016	2/25/2016	453	\$ 4,500.00	Pinnacle Operating 5898654
	21	50424	Lisa Bryant	3/7/2016	3/7/2016	114	\$ 2,500.00	Pinnacle Operating 5898654
KK	46	50863	Linda Green	3/21/2016	3/22/2016	966	\$ 4,500.00	Pinnacle Operating 5898654
LL	38	50664	Lucresha Ward	3/29/2016	3/30/2016	379	\$ 2,250.00	Simmons Operating 8752
	38	50664	Lucresha Ward	3/29/2016	3/30/2016	Cash	\$ 2,250.00	Simmons Operating 8752
	71	51148	Karen Gray	3/31/2016	3/31/2016	6545	\$ 4,500.00	Simmons Operating 8752
MM	34	50583	Cheryl Regan	7/15/2016	7/15/2016	767	\$ 4,500.00	Simmons Trust xxxx8809
NN	73	51270	Brenda Hayes	7/21/2016	7/21/2016	2031	\$ 4,500.00	\$500 Cashed \$4k to Simmons Operating 8752
	11	50311	Nina Chapman	8/17/2016		2432	\$ 4,500.00	Not In Simmons Op, Trust or Personal
	76	51324	Wanda Kelley	11/7/2016		Cash	\$ 4,500.00	Unknown
	52	50899	Lisa Smelser	11/22/2016		Cashier's Chec	\$ 4,500.00	Not In Simmons Op, Trust or Personal
	37	50663	Velesta Rouse	Late 2010		Check	\$ 4,500.00	BPR does not have 2010 records
	6	49573	William A. Blue, Esq.	N/A	N/A	N/A	N/A	N/A
	41	50705	Debby Norman	N/A	N/A	N/A	N/A	N/A
	62	51011	Aaron Ryan, Esq.	N/A	N/A	N/A	N/A	N/A